

October 5, 2016

The Public Service Commission convened in the Commission Hearing Room, State Capitol, Bismarck, North Dakota, on October 5, 2016, 10:00 a.m. Present were Commissioners Fedorchak, Christmann. Commissioner Kalk participated by telephone and authorized his administrative assistant to sign on his behalf.

Minutes

Ms. Fedorchak: I move the minutes of September 21, 2016 be approved.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-15-798
Cenex Pipeline, LLC
Cenex Prosper Terminal Project –
Cass County
Siting Application

Ms. Fedorchak: I move the Commission issue a siting application fee final refund in the amount of \$74,283.14 in Cenex Pipeline, LLC, Cenex Prosper Terminal Project – Cass County, Siting Application, Case No. PU-15-798.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-15-801
ONEOK Bakken Pipeline, L.L.C.
8-Inch NGL Pipeline –
McKenzie and Dunn Counties
Siting Application

Ms. Fedorchak: I move the Commission issue a siting application fee interim refund in the amount of \$40,087.28 in ONEOK Bakken Pipeline, L.L.C., 8-Inch NGL Pipeline – McKenzie and Dunn Counties, Siting Application, Case No. PU-15-801.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-16-205
Qwest Corporation
Switched Access
Price Schedule

Ms. Fedorchak: I move the Commission adopt the Order Granting Trade Secret Protection in Qwest Corporation, Switched Access, Price Schedule, Case No. PU-16-205.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. AU-16-652
Larry M. Kroshus
Auctioneer
License Application

Ms. Fedorchak: I move the Commission approve the auctioneer license application for Larry M. Kroshus, Richville, Minnesota.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. AU-16-653
Deborah Lynn Stevens
Auction Clerk
License Application

Ms. Fedorchak: I move the Commission approve the auction clerk license application for Deborah Lynn Stevens, Williston, North Dakota.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-15-690
Brady Wind, LLC
Brady Wind Energy Center –
Stark County
Siting Application

Ms. Fedorchak: I move the Commission issue a siting application fee interim refund in the amount of \$54,631.74 in Brady Wind, LLC, Brady Wind Energy Center – Stark County, Siting Application, Case No. PU-15-690.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-15-797
Brady Wind, LLC
230kV Transmission Line –
Stark County
Siting Application

Ms. Fedorchak: I move the Commission issue a siting application fee interim refund in the amount of \$60,664.34 in Brady Wind, LLC, 230kv Transmission Line – Stark County, Siting Application, Case No. PU-15-797.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-16-42
Brady Wind II, LLC
Brady II Wind Energy Center -
Hettinger & Stark
Siting Application

Ms. Fedorchak: I move the Commission issue a siting application fee interim refund in the amount of \$59,279.35 in Brady Wind II, LLC, Brady Wind II Wind Energy Center – Hettinger & Stark, Siting Application, Case No. PU-16-42.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-16-122
Oliver Wind III, LLC
230 kV Transmission Line –
Oliver & Morton
Siting Application

Ms. Fedorchak: I move the Commission issue a siting application fee interim refund in the amount of \$30,877.00 in Oliver Wind III, LLC, 230 kV Transmission Line – Oliver & Morton, Siting Application, Case No. PU-16-122.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-16-123
Oliver Wind III, LLC
Oliver III Wind Energy Center –
Oliver & Morton
Siting Application

Ms. Fedorchak: I move the Commission issue a siting application fee interim refund in the amount of \$48,571.84 in Oliver Wind III, LLC, Oliver III Wind Energy Center – Oliver & Morton, Siting Application, Case No. PU-16-123.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-16-188
Otter Tail Power Company
2015 Electric
Annual Report

Ms. Fedorchak: I move the Commission close Otter Tail Power Company, 2015 Electric, Annual Report, Case No. PU-16-188.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-16-248
ONEOK Rockies Midstream, L.L.C
Damage Prevention Enforcement

Ms. Fedorchak: I move the Commission close Public Service Commission, ONEOK Rockies Midstream, L.L.C., Damage Prevention Enforcement, Case No. PU-16-248.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-16-400
Big Horn Underground, LLC
Damage Prevention Enforcement

Ms. Fedorchak: I move the Commission find the Formal Complaint filed by the North Dakota Public Service Commission Advocacy Staff on September 20, 2016, states a prima facie case, and serve the Complaint on the Respondent in Public Service Commission, Big Horn Underground, LLC, Damage Prevention Enforcement, Case No. PU-16-400.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-16-404
Otter Tail Power Company
PURPA 210 Biennial Report
Reports

Ms. Fedorchak: I move the Commission adopt the Order Granting Trade Secret Protection in Otter Tail Power Company, PURPA 210 Biennial Report, Reports, Case No. PU-16-404.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-16-604
Great Plains Natural Gas Co.
Gas Transportation - ProGold
Service Agreement(s)

Ms. Fedorchak: I move the Commission adopt the Order Granting Trade Secret Protection in Great Plains Natural Gas Co., Gas Transportation – ProGold, Service Agreement(s), Case No. PU-16-604.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-16-621
Otter Tail Power Company
Cando Farmers Grain –
Towner County
Public Convenience & Necessity

Ms. Fedorchak: I move the Commission extend from October 17, 2016 to October 26, 2016 the date for any interested party to file written objection in Otter Tail Power Company, Cando Farmers Grain – Towner County, Public Convenience & Necessity, Case No. PU 16-621.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-16-305
NST Express, LLC
8-Inch Crude Oil Pipeline –
McKenzie County
Siting Application

Ms. Fedorchak: I move the Commission adopt the Order on Recommended Findings of Fact, Conclusions of Law and Order in NST Express, LLC, 8-Inch Crude Oil Pipeline – McKenzie County, Siting Application, Case No. PU-16-305.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-16-644
Northern States Power Company
230 kV Transmission Line –
Ward & McHenry Counties
Public Convenience & Necessity

Mr. Kalk: I move the Commission assess a filing fee of \$10,000 and issue a Notice of Opportunity for Hearing in Northern States Power Company, 230 kV Transmission Line – Ward & McHenry Counties, Public Convenience and Necessity, Case No. PU-16-644.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-07-776
Northern States Power Company
Electric Rate Increase
Application

Mr. Kalk: I move the Commission issue a Notice of Opportunity for Hearing regarding a request to amend the Commission's Order in Northern States Power Company, Electric Rate Increase, Application, Case No. PU-07-776.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-16-458
Northern States Power Company
2015 Power Purchase Agreement
Costs
Compliance

Mr. Kalk: I move the Commission adopt the Order in Northern States Power Company, 2015 Power Purchase Agreement Costs, Compliance Filing, Case No. PU-16-458.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-15-166
Public Service Commission
Phoenix Construction
Damage Prevention Enforcement

Mr. Kalk: I move the Commission continue the hearing currently scheduled for October 18, 2016 at 8:30 AM CDT to October 18, 2016 at 1:00 PM CDT, in Public Service Commission, Phoenix Construction, Damage Prevention Enforcement, Case No. PU-15-166.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Retirement
Reclamation/AML Director

Ms. Fedorchak: I move the Commission acknowledge the retirement of Jim Deutsch effective November 30, 2016.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

ATTEST

THE COMMISSION ADJOURNED AT 10:58 A.M.


Executive Secretary


JULIE FEDORCHAK, CHAIRMAN